

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Celso Echavarria**
Docket No. **289614**
L.C. No. **96-001612**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The delayed application for leave to appeal is **DISMISSED** for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Regardless of the title on his last motion, defendant filed a successive motion for relief from judgment. See MCR 6.501.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 18 2009
Date

Sandra Schultz Mengel
Chief Clerk